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7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
9 AT SEATTLE

10 PROTEMPO LIMITED, et al.,

11 Plaintiffs,

12 v.

13 G.A.E.M.S., INC., et al.,

14 Defendants.

CASE NO. C21-1337JLR

ORDER STRIKING ANSWER

15 Before the court is Plaintiffs Protempo Limited and Protempo US Limited's  
16 (collectively, "Protempo") motion for default against Defendant G.A.E.M.S., Inc.  
17 ("G.A.E.M.S."). (Mot. (Dkt. # 27).) On March 24, 2022, G.A.E.M.S.'s counsel filed a  
18 notice of appearance, asserted that entry of default would be inappropriate given that  
19 G.A.E.M.S.'s counsel had entered an appearance that same day, and represented that it  
20 "anticipate[d] filing for leave to extend the tiem [sic] to file an answer on March 28,  
21 2022." (See Resp. (Dkt. # 30); see also NOA (Dkt. # 29).) In anticipation of  
22 G.A.E.M.S.'s forthcoming motion for an extension of its answer deadline, the court

1 renoted Protempo's motion for default to March 28, 2022. (*See* Dkt.) Instead of moving  
2 for an extension of its answer deadline, however, G.A.E.M.S. simply filed its untimely  
3 answer without the court's leave. (*See* Answer (Dkt. # 31)); *see also* Fed. R. Civ. P.  
4 6(b)(1)(B).

5 Accordingly, the court STRIKES G.A.E.M.S.'s answer (Dkt. # 31). If G.A.E.M.S.  
6 wishes to file an untimely answer, it must file a motion seeking the court's leave to do so  
7 no later than April 5, 2022, and attach its proposed answer as an exhibit to that motion.  
8 The court further DIRECTS the Clerk to renote Protempo's motion for default  
9 (Dkt. # 27) to April 5, 2022.

10 Dated this 29th day of March, 2022.

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13 JAMES L. ROBART  
14 United States District Judge  
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